



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

AUG 31 2009

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Mary Lou Capichioni
Director, Remedial Services
Environmental, Health & Regulatory Services
The Sherwin-Williams Company
101 Prospect Avenue, N.W.
Cleveland, Ohio 44115-1075

Re: Administrative Order on Consent for Remedial Investigation/Feasibility Study
Index No. II CERCLA-02-99-2035
Section XX - Reimbursement
Hilliards Creek Site

Dear Ms. Capichioni:

Enclosed is a Bill for Collection No. 2720926S048 ("Bill") in the amount of \$148,055.23 for costs paid by the U.S. Environmental Protection Agency ("EPA") in connection with the Hilliards Creek site (the "Site") between May 1, 2008 and May 31, 2009. This Bill is being transmitted pursuant to the reimbursement provisions set forth in Section XX of the September 30, 1999 Administrative Order on Consent (AOC) for Remedial Investigation/Feasibility Study (RI/FS) activities between the United States and the Sherwin-Williams Company for the Site entered under the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA), as amended, 42 U.S.C. 9601 *et seq.*

Also enclosed is a narrative statement concerning the costs contained in the Bill and a SCORPIOS Report - the latter being a computer-generated breakdown of the different categories of Site-related costs paid by EPA.

Pursuant to Section XX of the AOC, you are responsible for remitting payment of the Bill within thirty (30) days from the date of your receipt of this Bill. Although the terms of the AOC indicate that payment is to be made by a certified check, EPA requests that the amount due be sent to EPA's account at the Federal Reserve Bank of New York via electronic funds transfer ("EFT"). To effect this payment via EFT, please instruct your bank to remit payment to EPA by providing the following information to your bank:

- i. EFT to be directed to: **Federal Reserve Bank of New York**
- ii. ABA Routing Number for Federal Reserve Bank of New York: **021030004**
- iii. Federal Reserve Bank of New York account number receiving payment: **68010727**

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- iv. SWIFT address: **FRNYUS33**
- v. Address: **Federal Reserve Bank of New York**
33 Liberty Street
New York, NY 10045
- vi. Field Tag 4200 of the Fedwire message to read:
D 68010727 Environmental Protection Agency
- vii. Case Number: **II-CERCLA-02-99-2035**
- viii. Amount of payment: **\$148,055.23**
- ix. Name of Remitter: **The Sherwin-Williams Company**
- x. Site/Spill identifier: **02 – LV**

To ensure that your payment is properly recorded, you should send a letter or E-mail, within one week of the EFT, which references the date of the EFT, the payment amount, the name of the Site, the index number, and your name and address, to:

Mr. Ray Klimcsak
Remedial Project Manager
New Jersey Remediation Branch
New Jersey Projects/State Coordination Team
U.S. Environmental Protection Agency - Region 2
290 Broadway, 19th Floor
New York, NY 10007
E-mail: klimcsak.raymond@epa.gov

as well as:

Mr. Carl Howard, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th Floor
New York, NY 10007
E-mail: howard.carl@epa.gov

and:

Richard Rice
U.S. EPA
26 W. Martin Luther King Drive
Attention: FINANCE
MS: NWD
Cincinnati, Ohio 45268
E-mail (to both): rice.richard@epa.gov and AcctsReceivable.CINWD@epa.gov

The United States reserves its right to recover any oversight costs incurred during that time period covered by this accounting but not included in this Bill, and all other future response costs pursuant to the AOC.

Finally, as indicated in past correspondence, under the Superfund Administrative Reform on improving the management of work performed by consenting parties, EPA has reaffirmed its commitment to conduct appropriate and cost-effective oversight while ensuring protective cleanups. EPA believes that maintaining an open dialogue with potentially responsible parties about oversight expectations and consenting-party performance can improve the efficiency of response actions and minimize the costs of oversight.

To this end, EPA would once again like to offer to discuss with you its plans for the oversight of ongoing work at the Site, and to provide you with the opportunity to suggest ways to effectively streamline the work and its oversight. Please contact Mr. Klimcsak at (212) 637-3916 within two weeks of receipt of this letter if you are interested in having a conversation with us regarding future oversight, or if you have any questions regarding this Bill. Questions from your legal representative should be directed to Mr. Howard at (212) 637-3216. Thank you for your prompt attention to this matter.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Carole Petersen".

Carole Petersen, Chief
New Jersey Remediation Branch

Enclosures

**Summary of Costs Paid by EPA from May 1, 2008 through May 30, 2009
in Connection with Remedial Investigation Activities under AOC**

**Hilliards Creek Superfund Site
Gibbsboro, Camden County, New Jersey**

The costs outlined in this summary include EPA Regional oversight costs that have been paid from May 1, 2008 through May 31, 2009.

Regional Payroll

This consists of direct EPA personnel charges for time spent by EPA employees overseeing implementation of the requirements of the RI/FS Order, activities performed by the EPA as part of the RI/FS, community relations, discussions regarding disputes that have arisen as a result of the RI/FS Order, providing direction and management of the RAC's contractor, and reviewing and commenting on deliverables related to the RI/FS. See the Payroll section of the enclosed SCORPIOS Report.

Total Payroll Costs **\$7,188.52**

Regional Travel

Travel expenses include direct expenditures related to site-specific travel charges, including costs of travel to the Site and to Site-related meetings.

Total Travel Costs **\$21.23**

Headquarters Payroll

This consists of direct EPA Environmental Response Team (ERT) personnel charges for time spent by ERT employees implementing Vapor Intrusion sampling activities conducted as part of the RI/FS work. See the Payroll section of the enclosed SCORPIOS Report.

Total Payroll Costs **\$205.31**

Environmental Services Assistance Teams (ESAT)

The ESAT contract provides laboratory analytical and data validation services in support of EPA's remedial response and enforcement oversight at Superfund sites. The Alion Science and

Technology Corporation contract costs relate to the analysis and data validation of the split samples collected during the RI sampling activities.

Total ESAT Costs:

\$13,887.08

Response Action Contract (RAC)

RAC contracts provide professional architect/engineering, technical, and management services in support of EPA's remedial response and enforcement oversight at Superfund sites. Contract services may include performance of site management; enforcement support, including oversight of a RI/FS and negotiation support; and other technical assistance, including community relations, sampling and analysis support, risk assessment support, report writing or reviewing, and assisting EPA in overseeing PRP activities. The Foster Wheeler Environmental Corporation (TetraTech, Inc.) contract costs relate to the preparation and implementation of RI/FS oversight activities.

Total RACs Costs

\$74,799.39

Contract Laboratory Program (CLP)

The Superfund Analytical Services/CLP contract costs are related to the laboratory analytical services provided by fixed-price contracts between EPA and commercial environmental testing laboratories. The CLP costs relate to the analysis of environmental split-samples collected during the RI sampling activities.

Total CLP Costs:

\$16,633.73

Indirect Costs

Indirect costs are disbursements from the Superfund for the operation and management of the Superfund Program which are not direct costs (i.e., disbursements recorded in individual Superfund site accounts in EPA's financial management system). Indirect costs are allocated to particular Superfund sites by means of a methodology established by EPA-Headquarters. The enclosed SCORPIOS Report includes calculations of EPA's indirect costs.

Total Indirect Costs:

\$35,319.97

Total EPA Oversight Costs from 5/01/08 through 5/31/09: \$148,055.23

Certified By Financial Management Office

Itemized Cost Summary

HILLIARDS CREEK SITE, GIBBSBORO, NJ SITE ID = 02 LV

Costs are from 05/01/2008 through 05/31/2009 (PP15/FY08-PP16/FY09)

REGIONAL PAYROLL COSTS	\$7,188.52
HEADQUARTERS PAYROLL COSTS	\$205.31
REGIONAL TRAVEL COSTS	\$21.23
ENVIRONMENTAL SERVICES ASSISTANCE TEAMS (ESAT)	
ALION SCIENCE AND TECHNOLOGY CORPORATION (EPW07083)	\$13,887.08
RESPONSE ACTION CONTRACT (RAC)	
FOSTER WHEELER ENVIRONMENTAL CORPORATION (68-W9-8214)	\$74,799.39
CONTRACT LAB PROGRAM (CLP) COSTS	
FINANCIAL COST SUMMARY	\$16,633.73
EPA INDIRECT COSTS	\$35,319.97
Total Site Costs:	\$148,055.23